Laws and *Ordinances*

OF

WAR,

Eſtabliſhed for the good Conduct of

His Majeſties

Army in IRELAND.

By the Lord Lieutenant General, and General Governour of

IRELAND.

DUBLIN,

Printed by *John Crook*, Printer to the Kings moſt excellent Majeſty; And are to be ſold by *Samuel Dancer* in *Caſtle-ſtreet*, 1662.

ORMONDE.

JAMES Duke, *Marquess and Earl of* Ormonde, *Earl of* Offory *and* Brecknock, *Viscount* Thurles, *Lord Baron of* Arclo *and* Lanthonie, *Lord of the Regalities and Liberties of the County of* Tipperary, *Chancellor of the University of* Dublin, *Lord Lieutenant General and General Governour of His Majesties Kingdome of* Ireland, *Lord Lieutenant of the County of* Sommerset, *one of the Lords of His Majesties most Honourable Privy-councils of His Majesties Kingdoms of* England, Scotland & Ireland, *Lord Steward of His Majesties Household, Gentleman of His Majesties Bed-Chamber, and Knight of the most Noble Order of the Garter:*

TO

ALL *Officers of the Army, Colonels, Lieutenant Colonels, Serjeant Majors, Captains, other Officers and Souldiers of Horse and*

Foot, and all His Majesties Subjects and others whom these Lawes *and* Ordinances *ensuing shall concern: Which* Laws *and* Ordinances *hereby Published under Our Hand, We require all the said persons respectively and severally in this Army or Kingdome to observe and keep, on the pains and penalties as by these presents are expressed.*

A Laws

LAWS And ORDINANCES Of WAR.

I.

WE do straitly charge and command all Commanders and Officers of the Army to see that Almighty God be duely and reverently served, that Sermons, Morning and Evening Prai-

Prayers to be frequented.

ers

ers bee diligently frequented, and those that often and wilfully absent themselves be duely punished.

II.

Blasphemy. Let no Man speak impiously and malitiously against the Holy and Blessed Trinitie, or any of the *Three persons*, God the Father, God the Son, and God Heresie. the Holie Ghost, or against the known Articles of the *Christian* Faith, upon pain of Death.

III.

Prophanation. No Man shall take Gods holy Name in vain, or use unlawful Oaths or Execrations, or commit any scandalous Act to the derogation of Gods Honour, upon pain of the loss of his Pay, Imprisonment, and such further punishment as a *Martial Court* shall think his Offense deserves.

IV.

Traiterous Words. No man shall use any Traitorous words against His Majesties Sacred person, or Royal Authority, upon pain of Death.

V. No

V.

No man ſhall offer any violence againſt, or contemptuouſly diſobey his Commander, or do any Act or ſpeak any Words which are like to breed any mutinie in the Armie or Garriſon, or impeach the General, Lieutenant General, or Principal Officers directions, upon pain of Death.

Diſobedience to Commanders.

Mutiny.

VI.

No man ſhall wilfullie or through groſs ignorance fail in coming to the Rendezvouz or Garriſon aſſigned to him by Us the Lord General, or other principal Officer that commands the Armie, upon pain of Death.

Not repairing to the Rendezvouz.

VII.

No Captain, Officer, or Souldier of Troop or Company, on their March through the Countrie, under His Majeſties obedience, going to any Garriſon or Place of Service, ſhall upon any pretence of want whatſoever, commit anie waſte, ſpoil, or violence, or extort anie Victuals,

Extortion, &c. upon a March.

als, Monie, or pawn in lieu of Victuals from anie good Subject whatsoever, but shall content themselves with Meat and Drink competent, paying the usual and accustomed Rates for the same, upon pain of Death: But if in time of War or Rebellion, by occasion of anie March through the Countrie, the Souldier shall be in want, then the Officer shall seek and provide such Diet and Lodging for them as shall be thought fit, at reasonable Rates heretofore accustomed, for the which the Captain or Officer shall give readie monie, or for want thereof to deliver his Ticket to be satisfied upon his Entertainment.

VIII.

Persons not inroled in the Army.

No man that carries Armes, or pretends to be a Souldier, shall remain three daies in the Armie after it is on foot, except he be inrolled in some Companie, upon pain of Death.

IX.

Not repairing to the Colours.

No man shall fail immediatelie to repair

pair unto his Colours, except upon evident neceſſitie, when an Alarum is given, upon pain of death.

X.

No Officer or Souldier whatſoever ſhall have conference or intelligence with anie Enemie or Rebel that is in War or Rebellion againſt His Majeſtie, or harbour or receive anie ſuch within the Camp, or in anie Town, Fort, Caſtle or Garriſon, or ſhall ſend, or procure to be ſent anie Victual, Ammunition, or other Relief, to anie Enemie or Rebel againſt His Majeſtie; neither ſhall do anie other thing to the danger or prejudice of the Armie, or being acquainted therewith ſhall conceal the ſame from the Chief Officer, upon pain of death; onely ſuch as ſhall be avowed and warranted thereunto by Us, or thoſe that command the Armie in Our abſence may Speak, Confer, have Intelligence, or Converſe with the Enemie or Rebel, for the advantage of his Majeſties Service. Holding Intelligence with, or relieving the Enemy.

XI.

Revolting to the Enemie.

No man shall run to the Enemie or Rebel that is in action, or abandon the Armie, Garrison or Colours without licence, upon pain of death.

XII.

Departing from Captain.

No Souldier shall depart from his Captain without licence, though he serve still in the Armie, upon pain of death.

XIII.

Entering or going out of the camp by unusual wayes.

No man shall enter or goe out of the Armie or Garrison when the Armie is Encamped in the Field or before a Town, or near an Enemie, but by ordinarie waies, upon pain of death.

XIIII.

Watch-Word.

No man shall make known the Watch-word to the Enemie, or anie other, but by Order, nor give anie word other then is given by the Officer, on pain of death.

XV.

Sentinel and Watch.

No man being set Sentinel by his Officer shall sleep, depart or forsake his place, without being duelie relieved or drawn off

off by the Officer that placed him; nor any other person being placed upon his Watch shall neglect his Dutie commanded by his Officer, upon pain of death.

Seditious Words.

XVI.

No man shall presume to draw his Sword without order after the Watch is set, upon pain of death.

Drawing sword after the Watch.

XVII.

No man shall give a false Alarm or discharge a Piece in the Night, or make any noise without Lawful cause, upon pain of death.

False alarm, or noise in the night.

XVIII.

No man shall commit any murther or kill any person, or draw Blood of any, or draw any Sword in private Quarrel with intent to offer violence within the Camp or Garrison, upon pain of death.

Murther, or private Quarrel.

XIX.

No Corporal or other Officer commanding the Watch, shall wittingly suffer a Souldier to go forth to private Fight, upon pain of death.

Officers of the Watch suffering Duels.

XX.

Seditious Words.

No man shall rehearse Seditious words in the presence of private Souldiers, upon pain of death.

XXI.

Unlawful assembly.

No persons shall make any unlawful Assembly, or be present or assisting thereunto, upon pain of death.

XXII.

Mutinous demand of Pay.

No man shall demand Money with an unlawful Assembly, or by other way tending to mutinie, more especially upon marching toward an Enemie, or upon the execution of any Enterprize, on pain of death.

XXIII.

Abuse to bringers in of Victuals.

No man shall outrage or do any violence to any that comes to bring Victuals to the Armie or Garrison, upon pain of death.

XXIV.

Deceit in Victual or Ammunition.

No Provider, Keeper or Officer of His Majesties Victual or Amunition, shall wilfullie corrupt or imbezle anie part there-

thereof, or give any falſe account to Us with a purpoſe to deceive His Majeſty, or to hinder the Service, upon pain of death.

XXV.

No Souldier in Muſter ſhall anſwer for another, or take two Payes, or Muſter in a falſe Name to defraud His Majeſty, upon pain of death. Falſe Muſter.

XXVI.

No perſon ſhall ſell, ſpoil or carry away any Ammunition, upon pain of death. Spoil or ſale of Ammunition.

XXVII.

No Souldier ſhall ſell or lay to pawn his Horſe or Hacknie, or anie part of his Furniture, Armes or Apparel for any reſpect or pretence of want whatſoever, upon pain of death. Selling or Pawning of Armes.

XXVIII.

No man ſhall ſteal or take by force any Treaſure, Victual or Ammunition of His Majeſties, or take by force or ſteal from any perſon any Monie, Armes, Apparel, or other Goods, being above the value of Twelve pence, in Marching, Camp or Garri- Robbery or Stealth.

Garriſon, upon pain of Death.

XXIX.

Betraying Caſtles, Fort, &c.

No man ſhall deliver any Town, Caſtle, Fort or Sconce without Warrant, or depart from any Strait or Paſſage which he is commanded to make good, or take Paſport of the Enemy or any Rebel in War or Rebellion, or make any ignominious compoſition with the Enemie, or rebel in War or Rebellion, upon pain of death.

XXX.

Flying from Colors, &c.

No man ſhall throw away his Armes, or abandon his Enſign, Cornet or Guidon, or flie away in any Battle or Skirmiſh, upon pain of death.

XXXI.

Departing a Mile from the Army.

No man ſhall depart a Mile out of the Armie or Camp without licence, upon pain of death.

XXXII.

Breach of Order in Chaſe, &c.

No Souldier ſhall break his Order to follow Rout or Chaſe, or to ſeek any Prey or Spoil, except he be commanded by ſuch

as

as have Authoritie, or further then he is so commanded, upon pain of death.

XXXIII.

No Officer or Souldier whensoever any Prey or Spoil shall be taken from the Rebels, either when the Armie is in the Field or by any residing in the Garrison, shall attempt to imbezle or purloin any part thereof, but shall endeavour themselves to the uttermost of their powers to keep the same together, to be disposed of by Our direction, or the direction of any other by Us thereunto Authorized, upon pain of death. Purloyning of Prey or Spoil.

XXXIIII.

No Captain, Officer or Souldier, or any other that shall take any Prisoner, shall presume to deliver him upon any Ransom or conceal him, but within Four and twentie hours he shall make the same known unto Us or other Chief Commander, and deliver the same Prisoner under the charge of the *Provost Marshal*, upon pain of death. Ransoming of Prisoners,

XXXV. No

XXXV.

Rape. No man ſhall Raviſh or force any Woman, upon pain of Death.

XXXVI.

Burning of Houſes, Corn, &c. No Souldier ſhall burn any Houſe or Lodging, or wilfully ſpoil any Corn, Ship or Boat or Carriage, or any other thing that may ſerve for the proviſion of the Armie or his Garriſon, without he be commanded ſo to do by Us or ſome Principal Officer of the Armie, upon pain of death.

XXXVII.

Reſiſting Provoſt-Marſhals, or other Officers. No man ſhall reſiſt or offend any Provoſt Marſhal or other Officer, in the execution of his Office, by reſcuing Offenders, upon pain of death.

XXXVIII.

Breaking of Priſon. No man that is committed ſhall break Priſon, upon pain of death.

XXXIX.

Adultery. No man ſhall commit Adultery or Fornication upon pain of impriſonment, baniſhment from the Armie, or ſuch other penaltie as by the Marſhal Court ſhall be thought meet.

XL.

XL.

No man shall beat, threaten or dishonestly touch any Man, Woman or Child, upon pain of Punishment, according to the qualitie of the offence. Violence.

XLI.

No Souldier serving on Foot shall carrie anie Boy, nor anie Woman shall be suffered to follow the Armie upon pain of such punishment as shall be inflicted by Us the Lord General or other Officer. Boyes or Women.

XLII.

Every Souldier or Officer that shall be found drunk, shall be committed to Prison for the first offence, and if he fall into it the second time, being a private Souldier, he shall besides his imprisonment forfeit two Moneths Pay, if he be an Officer he shall lose his place, the third time a common Souldier shall have such greater punishment as a Martial Court shall Order. Drunkenness.

XLIII.

No man shall give any disgraceful words, or commit any Act to the disgrace Affronts & Challenges.

of any person in the Armie, Garrison, or anie part thereof, upon pain of Imprisonment, publick disarming and banishment from the Armie, as as men for ever disabled to carrie any Armes.

And as We do forbid all men under Our Command to renue any old Quarrels or begin any new, so We do acquit and discharge all men that have Quarrels offered or Challenge made to them of all disgrace or opinion of any disadvantage, since they do but the Duties of Souldiers, which ought to subject themselves to *Martial Disciplin*; and they that provoke them shall be proceeded with all as breakers of all good Discipline and Enemies to the good success of the Service.

And to the end that there maie be a perfect Union, Friendship and Affection, between all those of His Majesties Armie, and to prevent Quarrels and Divisions therein, It is hereby Ordered and Declared, *That if any Officer of what degree soever, or any Souldier, shall disparage or dis-*

disgracefully reproach any Officer or Soul-dier of His Majesties Army with or for any Action done or words spoken by him during the late Troubles or Rebellions in this Kingdome or in England *or* Scotland, *or for having served any of the late Usurped Powers in any of the said Kingdomes, that such Officer or Souldier so offending and being thereof found Guilty before a* Court Martial, *or by sufficient proof before Us, shall be cashired the Army, and never more admitted into His Majesties pay.*

XLVI.

No Captain shall through corruption or wilful or grois negligence suffer his Companie to grow weak, upon pain of Imprisonment, loss of his Place and ignominious banishment from the Armie. Weak Companies.

XLV.

No Captain, Lieutenant, or other Officer of the Armie, shall in the tender or presentment of their Musters use any fraud, practice or deceit, wherebie the *Muster-Master*, his Deputies or the Commissa- Deceit in Musters.

ries, maie be misled, mistaken or prevented of the due understanding of the true Estate of that Companie, upon pain of loss of his place and such other ignominious punishment as by a *Martials Court* shall be thought meet.

XLVI.

Unequal Cheques.

No *Muster-Master* shall either for favour, friendship or other bie-respect whatsoever, impose a less or greater cheque upon any Captain or Officer than his default shall justly merit, or anie cheque at all where no defect or default shall appear upon due view taken of the Companie; and that no cheque shall be imposed by discretion without view, upon pain that everie Offender that shall be found to transgres in all or anie part of this Article shall forfeit his place which he holdeth, and be further subject to such Corporal or pecuniarie punishment as by the discretion of a *Martial Court* shall be thought convenient.

Cheques without view.

XLVII.

XLVII.

Everie Captain shall have a Lift of all the defaults in Apparel, Armes or Training, certified by the *Muſter-Maſter* or the Commiſſarie authorized for *Muſters* ſent unto him atteſted under their Hands, whereupon the ſaid Captain ſhall preſentlie take Order that the ſame be fullie ſupplied before the *Muſter* then next enſuing ſuch notice given him thereof, and everie Captain failing in his dutie herein ſhall for the firſt neglect have one Moneths paie defalked out of his Entertainment, and if he continue the ſaid neglect without amending and ſupplying the ſame, he ſhall be diſcharged of his place and command.

Defects certified not ſupplied.

XLVIII.

All Captains ſhall be diligent in Training their Companies, and ſhall be careful in governing them well and in providing for them, according to the Orders publiſhed for the *Muſters*, and alſo ſhall ſee in all Services that they do the Duties of Souldiers, as they will hope for favour or advance-

Neglect in Training.

advancement, or escape ignominious displacing from their charges.

XLIX.

Armes unfixt. No Souldier shall appear with his Armes unfixt or undecently kept, upon pain of punishment according to the Officers good discretion.

L.

Defect of Armes. No Souldier shall come not fully arm'd to his Colours, being to watch or to be exercised, upon pain of being punished according to discretion.

LI.

Non Residence in Garrison. No Captain or Officer shall without expres licence in that behalf signified remain or abide forth of his place assigned unto him by Us for his Garrison, upon pain of cashiering.

LII.

Orderly Quarters. All Captains or other Officers that for the time shall have command of Troop or Company, shall see them orderly Quartered as they are appointed and as they are commanded, upon pain of the loss of their places. LIII. Every

LIII.

Every private man and Souldier upon pain of imprisonment shall keep silence when the Armie is to take Lodging, or when it is marching or imbattailing, so as the Officers may be heard and their commandements executed. Silence.

LIV.

No man shall spoil or take the Goods of any that dieth or is killed in Service, upon pain of restoring double the value; but the Goods of such as die in the Armie or Garrison, if they make any Will by word or writing, shall be disposed of acording to their will: If they make no will, shall be distributed to the Hurt, Sick and Poor of the Companie whereof the Souldier was, or shall goe to the Hospital of the Armie. Goods of the Dead.

LV.

No Inhabitant in Town or Countrey shall presume to buy or take to pawn any Horse or Hacknie of any Souldier, or any part of his Furniture, Armes or Apparel for any Buying or taking to Pawn of Armes.

any reſpect or pretence whatſoever, at their peril.

LVI.

Loſing of Armes by negligence.

If any Horſeman ſhall loſe his Horſe or Hacknie, or Footman any part of his Armes by negligence or lewdneſs, whereby he ſhall be unable to diſcharge the duty of his place, then vntil he ſhall recover the ſame or furniſh himſelf with as good, he ſhall remain in the ſtate & condition of a Pioneer or ſuſtain further puniſhment at Our diſcretion, or other Officer thereunto authorized.

LVII.

Unwholeſome Victuals.

No Victualer ſhall preſume to iſſue or ſell to any of the Armie unſound, unſavory or unwholeſome Victuals, upon pain of Impriſonment and ſuch other puniſhment as by a *Martial-court* ſhall be thought fit to be impoſed on him or them that ſhall ſo offend.

LVIII.

Unſeaſonable hours at Victualing houſes.

No Victualer ſhall entertain Souldiers at unſeaſonable hours, upon pain of being ſeverely puniſhed.

LIX. No

LIX.

No Souldier ſhall be a Victualer without the conſent of the Chief of the Armie on pain of puniſhment according to diſcretion. Souldiers not to be Victualers.

LX.

No Captain ſhall give Paſport to any Officer or Souldier under his Command without Our leave. Captains not to give Paſport.

LXI.

No Captain or other Officer of the Armie ſhall diſcharge or caſhier any Souldier entred in His Majeſties Liſt of this his Armie without Our Privitie and allowance, and Our Special Warrant in that behalf, unleſs it be by the privitie and allowance of the Officers of the Muſters upon the publick dayes of Muſter. Caſhiering of Souldiers.

LXII.

Entertaining Run-aways.

No Inhabitant of City, Town or Country, shall presume to receive any Souldier into their Service, not having a sufficient Authoritie, neither shall any conceal or hide any such Run-away, or use means to convey them out of the Kingdome, or to any other secret place, but shall at their peril apprehend all such, and deliver them over to the Provost Marshal.

LXIII.

Detecting, &c. of Offenders.

All Captains, Officers and Souldiers, shall do their endeavours *to detect, apprehend and bring to punishment all Offenders, and shall assist the Officers of the Army for that purpose, as they will answer their slackness and be censured in the Marshals Court.*

LXIV. All

LXIV.

All other Faults, Diſorders and Offences that are not *mentioned in theſe Articles* ſhall be punished according to the general Cuſtomes and Laws of War; and therefore it is by Us commanded, *That all men look to their charge, and he that hath no charge to look to his own carriage, as he will anſwer the contrary.*

Faults in general provided againſt.

LXV.

The Muſter-Maſter General or his Deputies, ſhall not ſuffer any Officer or Souldier in any Troop or Foot Companie to paſs Muſter, unleſs he ſhall produce *a ſufficient Certificate under the Hand of the Biſhop of the Dioceſs, upon a Certificate made to him under the Hand and Seal of the Lawful Miniſter of the Pariſh wherein they were Quartered or Garriſoned, that they had received the bleſſed Sacrament of the Com-*

munion, according to the Diſcipline of the Church of Ireland, *the* Eaſter *or the* Chriſtmaſs *next preceding the ſaid Muſter.*

LXVI.

All Officers and Souldiers of His Majeſties Army are hereby ſtrictly required upon demand, *to be aiding and aſſiſting to His Majeſties Officers of the Cuſtomes and Excize, in ſeizing the Goods of any perſon or perſons that ſhall endeavour in any of the Ports of this Kingdome to defraud His Majeſty of his juſt duties of Cuſtomes and Excize*: And it is hereby Ordered and Declared, *That if any Souldier ſhall preſume to abet or aſſiſt any perſon or perſons that ſhall any way attempt the defrauding His Majeſty of His ſaid duties of Cuſtome and Excize, any Souldier ſo offending ſhall undergo ſuch Corporal puniſhment as ſhall be thought fit by a Court Martial upon ſufficient proof made thereof, and ſhall be caſhiered the Army: And if any Officer ſhall ſo offend, he ſhall likewiſe be caſhiered the Army.*

LXVII. Finally

LXVII.

Finally, the Marshal of the *Army*, the Judge Marshal, the Captains of Horse and Foot in His Majesties Pay, and all other His Majesties Officers in this Kingdome whom it may concern, are hereby required to observe these *Laws*, and to see them put in due execution from time to time.

THese Laws *and* Ordinances *We require every Captain in the* Army *to cause to be read in the Head of their several Companies forthwith, and the Chief Officers of every* REGIMENT *are required to see to the careful performance*

mance and observation; as well of this Direction as of all the said Laws *and* Ordinances.

Given at His Majesties Castle at *Dublin* the 4th day of *October*, 1662. and in the 14th Year of His Majesties Reign.

G. Lane.

FINIS.